IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

THURSDAY, THE 8TH MARCH 2007 / 17TH PHALGUNA 1928

LA.App..No. 987 of 2005()

LAR.14/2000 of ADL.SUB COURT, THALASSERY
.....

APPELLANT: RESPONDENT

THE SPECIAL TAHSILDAR,
L.A. FOR AIRPORT, KANNUR,
MATTANNUR.

BY GOVERNMENT PLEADER K.R.DEEPA

RESPONDENTS: CLAIMANT

PATRETH SANTHA,
W/O.KUNHIRAMAN, ORAKKUNDIL VEEDU,
KEEZHALLUR.P.O.

BY ADV. SRI.R.SURENDRAN

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 08/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON I.A.NO.2813/2005 IN L.A.A.No.987/2005

DISMISSED

8-3-2007 SD/- KURIAN JOSEPH, JUDGE

SD/- K.T.SANKARAN, JUDGE

/ TRUE COPY /

KURIAN JOSEPH & K.T.SANKARAN,JJ.

L.A.A.No. 987 of 2005

Dated this the 8th day of March, 2007

JUDGMENT

Kurian Joseph,J.

The appeal is directed against the judgment and decree in L.A.R.No.14/2000 on the file of the Sub Court, Thalassery. The acquisition is for the purpose of Kannur Air Port. The extent involved is 38.40 Ares, The land value is paid for part of the acquired extent, 28.43 Ares only. The remaining extent is compensated by the Land Acquisition Officer by paying the compensation of Rs.46,241/- as the value of improvements. The reference court taking note of the evidence available on record including the commission report and the claimant's evidence and also the uniform standard adopted by the reference court in several cases, fixed the land value at Rs.1,500/- per cent. Thus it was found that the claimant will be entitled for land value only for the remaining 70.222 cents at Rs.1,500/- per cent. After deducting the amount already paid she was found entitled for Rs.72,435/-. The fixation being based on the uniform standard

followed in other cases also and the same being just, proper and reasonable and based on evidence and since we agree with the reasoning and finding, the appeal is dismissed.

(KURIAN JOSEPH, JUDGE)

(K.T.SANKARAN, JUDGE)

ahg.